ပုံစံ (၂)

ပြည်ထောင်စုသမ္မတမြန်မာနိုင်ငံတော်
မြန်မာနိုင်ငံ ရင်းနှီးမြှုပ်နှံမှု ကော်မရှင်
ခွင့်ပြုမိန့်

ခွင့်ပြုမိန့်အမှတ် ၅၇၁/၂၀၁၃

၂၀၁၃ ခုနှစ်၊ မတ် လ ၁၃ ရက်

ပြည်ထောင်စုသမ္မတ မြန်မာနိုင်ငံတော်နိုင်ငံခြားရင်းနှီးမြှုပ်နှံမှု ဥပဒေ ပုဒ်မ (၁၃)ပုဒ်မခွဲ(ခ) အရ ဤခွင့်ပြုမိန့်ကို မြန်မာနိုင်ငံ ရင်းနှီးမြှုပ်နှံမှု ကော်မရှင်က ထုတ်ပေးလိုက်သည် -

(က) ရင်းနှီးမြှုပ်နှံသူ/ကမကထပြုသူအမည် MR. MOK CHAM HUNG, CHADWICK

(ခ) နိုင်ငံသား BRITISH

(ဂ) နေရပ်လိပ်စာ 4A, 20 BABINGTON PATH, HONG KONG

(ဃ) ပင်မအဖွဲ့အစည်းအမည်နှင့်လိပ်စာ E & E MAGNETIC HOLDINGS LTD., 1/F. HARBOUR VIEW 1, NO. 12 SCIENCE PARK EAST AVENUE, PHASE II, HONG KONG SCIENCE PARK, SHATIN, NEW TERRITORIES, HONG KONG

(င) ဖွဲ့စည်းရာအရပ် BRITISH VIRGIN ISLANDS

(စ) ရင်းနှီးမြှုပ်နှံသည့် လုပ်ငန်းအမျိုးအစား CMP စနစ်ဖြင့် သံလိုက်နှင့် ပတ်သက်သော ဆက်စပ်ပစ္စည်းများနှင့် အီလက်ထရောနစ်ပစ္စည်းများ ထုတ်လုပ်ခြင်းလုပ်ငန်း

(ဆ) ရင်းနှီးမြှုပ်နှံသည့်အရပ်ဒေသ(များ) မြေကွက်အမှတ် ၂၄၀၊ ကနောင်မင်းသားကြီးလမ်း၊ လှိုင်သာယာစက်မှုဇုန်(၂)၊ လှိုင်သာယာမြို့နယ်၊ ရန်ကုန်တိုင်းဒေသကြီး

(ဇ) နိုင်ငံခြားမတည်ငွေရင်း ပမာဏ အမေရိကန်ဒေါ်လာ ၃.၀၀ သန်း

(ဈ) နိုင်ငံခြားမတည်ငွေရင်းယူဆောင်လာရမည့်ကာလ ကော်မရှင် ခွင့်ပြုမိန့် ရရှိပြီး (၂)နှစ်အတွင်း

(ည) စုစုပေါင်း မတည်ငွေရင်းပမာဏ(ကျပ်) အမေရိကန်ဒေါ်လာ ၃.၀၀သန်း နှင့်ညီမျှသော မြန်မာကျပ်ငွေ

(ဋ) တည်ဆောက်မှုကာလ ၃လ

(ဌ) ရင်းနှီးမြှုပ်နှံခွင့်ပြုသည့် သက်တမ်း ၂၀နှစ်

(ဍ) ရင်းနှီးမြှုပ်နှံမှုပုံစံ ရာနှုန်းပြည့် နိုင်ငံခြားရင်းနှီးမြှုပ်နှံမှု

(ဎ) မြန်မာနိုင်ငံတွင် ဖွဲ့စည်းမည့် စီးပွားရေး အဖွဲ့အစည်းအမည် E & E MAGNETIC PRODUCTS (MYANMAR) LIMITED

ဥက္ကဋ္ဌ
မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုကော်မရှင်

Form (2)

THE REPUBLIC OF THE UNION OF MYANMAR

The Myanmar Investment Commission

PERMIT

Republic of the Union of Myanmar
Sr. No. 3414-E
Dated 13-3-2013
Myanmar Investment Commission

Permit No. 571/2013

Date 13 March 2013

The Myanmar Investment Commission issues this Permit under Section 13(b) of the Republic of the Union of Myanmar Foreign Investment Law-

(a) Name of Investor/Promoter MR. MOK CHAM HUNG, CHADWICK

(b) Citizenship BRITISH

(c) Address 4A, 20 BABINGTON PATH, HONG KONG

(d) Name and Address of principal organization E & E MAGNETIC HOLDINGS LTD., 1/F. HARBOUR VIEW 1, NO. 12 SCIENCE PARK EAST AVENUE, PHASE II, HONG KONG SCIENCE PARK, SHATIN, NEW TERRITORIES, HONG KONG

(e) Place of incorporation BRITISH VIRGIN ISLANDS

(f) Type of business in which investment is to be MANUFACTURING FOR MAGNETIC AND ELECTRONIC PRODUCTS ON CMP BASIS

(g) Place(s) at which investment is permitted PLOT NO. 240, KANAUNG MIN THAR GYI STREET, HLAING THAYAR INDUSTRIAL ZONE, HLAING THAYAR TOWNSHIP, YANGON REGION

(h) Amount of foreign capital US$3.00MILLION

(i) Period for bringing in foreign capital WITHIN (2) YEAR FROM THE DATE OF ISSUANCE OF MIC PERMIT

(j) Total amount of capital (Kyat) EQUIVALENT IN KYAT OF US$3.00MILLION

(k) Construction period 3MONTHS

(l) Permitted duration of investment 20 YEARS

(m) Form of investment WHOLLY FOREIGN OWNED INVESTMENT

(n) Name of the economic organization to be formed in Myanmar E & E MAGNETIC PRODUCTS (MYANMAR) LIMITED

Chairman

The Myanmar Investment Commission

THE REPUBLIC OF THE UNION OF MYANMAR
MYANMAR INVESTMENT COMMISSION
Building No.(32), Nay Pyi Taw

Our ref : Ya Ka-1/Na-759/2013(3414-E) Tel: 067- 406334, 406075
Dated : 13 March 2013 Fax: 95-67-406333

Subject: **Decision of the Myanmar Investment Commission on the Proposal for "Manufacturing of Magnetic and Electronic Products on CMP Basis" under the name of "E & E Magnetic Products (Myanmar) Limited"**

Reference: E & E Magnetic Products (Myanmar) Limited Letter dated (20.12.2012).

1. The Myanmar Investment Commission, at its meeting (10/2013) held on (13-3-2013) had approved the proposal for investment in "Manufacturing of Magnetic and Electronic Products on CMP Basis" under the name of "E & E Magnetic Products (Myanmar) Limited" submitted by E & E Magnetic Holdings Limited incorporated in British Virgin Islands as a wholly foreign owned investment.

2. Hence, the "Permit" is herewith issued in accordance with Chapter VII, section 13(b) of the Republic of the Union of Myanmar Foreign Investment Law and Chapter VIII, Rule 48 of the Foreign Investment Rules relating to the said Law. Terms and conditions to the "Permit" are stated in the following paragraphs.

3. The permitted duration of the project shall be 20(Twenty) years for commencing from the date of signing of the Lease Agreement for land and buildings and extendable for another 5(Five) years period by mutual agreement between U Than Maung, U Hla Thaung, Daw Myint Myint Win, Daw Khin Thein, Daw Khin Htar Yee, Daw Thein Thein Mya and E & E Magnetic Products (Myanmar) Limited. At the end of the Lease Agreement for land and buildings, E & E Magnetic Products (Myanmar) Limited shall transfer the leased land and buildings to the lessor within 3(three) months in good condition, ground damages having been refilled and repaired.

4. The annual rent for the land and buildings shall be calculated at the rate of US$ 42,155 (United States Dollar forty-two thousand, one hundred and fifty-five only) calculated at the rate of US$7.659 per square metre per year of the Land measuring 5,504 square metres(1.471 acres). The rate of rent shall be revised in view of prevailing land and buildings lease rates after every 2 years period and increase of the rent shall not be more than 15% of the preceding annual rent.

5. In issuing this "Permit," the Commission has granted, the followings, exemptions and reliefs as per section 27(a) (h) (i) and (k) of the Republic of the Union of Myanmar Foreign Investment Law. Other exemptions and reliefs under section 27 shall have to be applied upon the actual performance of the project;

(a) As per section-27(a), income tax exemption for a period of five consecutive years including the year of commencement on commercial production;

(b) As per section-27(h), exemption or relief from customs duty or other internal taxes or both on machineries, equipments, instruments, machinery components, spare parts and materials used in the business which are imported as they are actually required for used during the period of construction of business;

(c) As per section-27(i), exemption or relief from customs duty or other internal taxes or both on raw materials imported for production for the first three-year after the completion of construction of business;

(d) As per section- 27(k), exemption of relief from commercial tax on the goods produced for export.

6. E & E Magnetic Products (Myanmar) Limited shall have to sign the Lease Agreement for Land and Buildings with U Than Maung, U Hla Thaung,Daw Myint Myint Win, Daw Khin Thein, Daw Khin Htar Yee and Daw Thein Thein Mya. After signing such Agreement, (5) copies shall have to be forwarded to the Commission.

7. E & E Magnetic Products (Myanmar) Limited in consultation with the Department of Company Registration, Directorate of Investment and Company

Administration shall have to be registered. After registration, (5) copies each of Certificate of Incorporation and Memorandum and Articles of Association shall have to be forwarded to the Commission.

8. E & E Magnetic Products (Myanmar) Limited has to abide by Chapter X, Rules 56 and 57 of the Foreign Investment Rules for construction works.

9. As per Chapter X, Rule 59 of the Foreign Investment Rules, extension of construction period shall not be granted more than once except it is due to unavoidable events such as natural disasters, instabilities, riots, strikes, emergency of State condition, insurgency and outbreak of wars.

10. As per Chapter X, Rule 61of the Foreign Investment Rules, if the investor cannot construct completely in time the construction period or extension period, the Commision will have to terminate the permit issued to the investor and there is no refund for the expenses of the project.

11. The commercial date of operation shall be reported to the Commission.

12. The Commission approves periodical appointments of foreign experts and technicians from abroad as per proposal and also in accordance with Chapter XI section 24 and section 25 of the Republic of the Union of Myanmar Foreign Investment Law and the investor has to follow the existing Labour Laws for the recruitment of staff and labour in accordance with Chapter XIII Rule 81 of the Foreign Investment Rules.

13. In order to evaluate foreign capital and for the purpose of its registration in accordance with the provisions under Chapter XV section 37 of the Republic of the Union of Myanmar Foreign Investment Law, it is compulsory to report as early as possible in the following manner:-

(a) the amount of foreign currency brought into Myanmar, attached with the necessary documents issued by the respective bank where the account is opened and defined under Chapter XVI Rules 133 and 134 of the Foreign Investment Rules;

(b) the detailed lists of the type and value of foreign capital defined under section 2(i) of the said Law, other than foreign currency.

14. E & E Magnetic Products (Myanmar) Limited brings in foreign capital defined under section 2(i) of the said Law, other than foreign currency in the manner stated in paragraph 13(b) mentioned above, the Inspection Certificate endorsed and issued by an internationally recognized Inspection Firm with regard to quantity, quality and price of imported materials shall have to be attached.

15. E & E Magnetic Products (Myanmar) Limited has the right to make account transfer and expend the foreign currency from his bank account in accordance with Chapter XVI Rule 137 of the Foreign Investment Rules and for transfer of local currency generated from the business to the local currency account opened at the bank by a citizen or a citizen-owned business in the Union and right to transfer back the equivalent amount of foreign currency from the foreign currency bank account of citizen or citizen-owned business by submitting the sufficient document in accordance with Chapter XVII Rule 149 of the Foreign Investment Rules.

16. E & E Magnetic Products (Myanmar) Limited shall report to the Commission for any alteration in the physical and financial plan of the project. Cost over run, over and above the investment amount pledged in both local and foreign currency shall have to be reported as early as possible.

17. E & E Magnetic Products (Myanmar) Limited shall be responsible for the preservation of the environment at and around the area of the project site. In addition to this, it shall carry out as per comments made by Ministry of Environmental Conservation and Forestry in which to conduct Environmental Impact Assessment (EIA) process and an Environmental Management Plan (EMP) which describe the measure to be taken for preventing, mitigation and monitoring significant environmental impacts resulting from the implementation and operation of proposed project or business or activity has to be prepared and submitted and to perform activities in accordance with this EMP and to abide by the environmental policy, Environmental Conservation Law and other environmental related rules and procedures.

18. Payment of principal and interest of the loan(if any) as well as payment for import of raw materials and spare parts etc., shall only be made out of the official foreign exchange earnings of E & E Magnetic Products (Myanmar) Limited.

19. E & E Magnetic Products (Myanmar) Limited in consultation with Myanma Insurance, shall effect such types of insurance defined under Chapter XII, Rules 77 and 78 of the Foreign Investment Rules.

(Soe Thane)
Chairman

E & E Magnetic Products (Myanmar) Limited

cc:
1. Office of the Government of the Republic of the Union of Myanmar
2. Office of the Yangon Region Government
3. Ministry of National Planning and Economic Development
4. Ministry of Finance and Revenue
5. Ministry of Commerce
6. Ministry of Foreign Affairs
7. Ministry of Home Affairs
8. Ministry of Immigration and Population
9. Ministry of Labour, Employment and Social Security
10. Ministry of Electric Power
11. Ministry of Environmental Conservation and Forestry
12. Chairman, CMP Enterprises Supervision Committee
13. Director General, Directorate of Investment and Company Administration
14. Director General, Directorate of Industrial Supervision and Inspection
15. Director General , Department of Human Settlements & Housing Development
16. Director General, Customs Department
17. Director General, Internal Revenue Department

18. Director General, Directorate of Trade
19. Director General, Immigration and National Registration Department
20. Director General, Directorate of Labour
21. Managing Director, Myanma Foreign Trade Bank
22. Managing Director, Myanma Investment and Commercial Bank
23. Managing Director, Myanma Insurance
24. Managing Director, Myanma Electric Power Enterprise
25. Chairman, Republic of the Union of Myanmar Federation of Chambers of Commerce and Industry(UMFCCI)